

IRISH LAND COMMISSION

RETURN

OF

PROCEEDINGS

UNDER

"THE LAND LAW ACTS;" "THE LABOURERS (IRELAND)
ACTS, 1883-1891;" AND "THE LAND PURCHASE ACTS,

DURING THE MONTH OF

JULY, 1897.

Presented to both Houses of Parliament by Command of Her Majesty.



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IRISH LAND COMMISSION.

MONTH OF JULY, 1897.

Summary of Proceedings under "The Land Law Acts, up to the 31st day of July, 1897; also of Proceedings up to same date, under "The Labourers (Ireland) Acts, 1883-1891," and under "The Land Purchase Acts."

COURT OF THE IRISH LAND COMMISSION.

I.—FAIR RENT.

(a.) *In Court.*

FIRST STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court to 30th June, 1897,	158,189		Rents Fixed—		
Applications received in month of July, 1897,	125	158,314	By Chief Commission to 30th June, 1897,	4,395	
			" in month of July, 1897,	68	4,353
Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court, transferred from Civil Bill Courts, to 30th June, 1897,	9,963				
Do. in month of July, 1897,	26	9,989	By Sub Commissions to 30th June, 1897,	160,536	
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed in Court to 30th June, 1897,	29,576		" in month of July, 1897,	659	161,195
Applications received in month of July, 1897,	7	29,583			
Number of Cases under the "Redemption of Rent (Ireland) Act, 1851," which were treated as Applications to fix Fair Rents,* to 30th June, 1897,	1,014		Dismissed—		
" received in July, 1897,	41	1,055	To 30th June, 1897,	8,214	
			In month of July, 1897,	74	8,288
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed in Court, transferred from Civil Bill Courts, to 30th June, 1897,	1,424				
Do. in month of July, 1897,	1	1,425	Struck out—		
Applications by Joint Tenants or Tenants in Common to fix Fair Rents of portions of Holdings separately worked and occupied by them, under "Land Law (Ireland) Act, 1896," to 30th June, 1897,	231		To 30th June, 1897,	33,567	
Do. in month of July, 1897,	3	234	In month of July, 1897,	23	33,590
Applications by Joint Tenants or Tenants in Common to fix Fair Rents of portions of Holdings separately worked and occupied by them, under "Land Law (Ireland) Act, 1896," transferred from Civil Bill Courts to 30th June, 1897,	20		Withdrawn—		
Do. in month of July, 1897,	—	20	To 30th June, 1897,	14,585	
			In month of July, 1897,	27	14,613
Total,	—	230,620	Total disposed of,	—	224,059

* These cases are also included in Redemption of Rent, Table (18c), page 7.

† An application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred, where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

SECOND STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term to 30th June, 1897,	18,763	19,150	Rents Fixed— By Chief Commission to 30th June, 1897,	28	53
Applications received in month of July, 1897,	396		" in month of July, 1897,	24	
Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term transferred from Civil Bill Courts to 30th June, 1897,	982	1,023	By Sub-Commission to 30th June, 1897,	4,464	5,062
Do. in month of July, 1897,	41		" in month of July, 1897,	1,498	
			Dismissed— To 30th June, 1897,	107	136
			In month of July, 1897,	29	
			Struck out— To 30th June, 1897,	1,316	1,553
			In month of July, 1897,	36	
			Withdrawn*— To 30th June, 1897,	126	169
			In month of July, 1897,	43	
Total,	—	20,182	Total disposed of,	—	7,671

* An application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred, where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

(b.) Out of Court.

FIRST STATUTORY TERM.

Agreements out of Court, in Form 44, fixing Fair Rent to 30th June, 1897,	119,382
Do., do., in month of July, 1897,	192
Total,	119,544

SECOND STATUTORY TERM.

Agreements out of Court, in form 45, fixing Fair Rent for a Second Statutory Term to 30th June, 1897,	1,452
Do., do., in month of July, 1897,	471
Total,	1,923

II.—MISCELLANEOUS ORIGINATING NOTICES.†

Miscellaneous Originating Notices (e.g., Sale of Tenancies and Resumption of Holdings, &c.): Applications received to 30th June, 1897,	1,596	1,602	Number disposed of to 30th June, 1897,	2,445
Applications received in month of July, 1897,	6		" in month of July, 1897,	8
Miscellaneous Originating Notices (e.g., Sale of Tenancies and Resumption of Holdings, &c.) transferred from Civil Bill Courts to 30th June, 1897,	38	38		
Do. in month of July, 1897,	—			
Applications by Lesseholders to be declared Tenants of present tenancies (Form 33) received to 30th June, 1897,	1,051	1,051		
Applications in month of July, 1897,	—			
Total,	—	2,651	Total disposed of,	2,454

† The first notice of Application to the Court, seeking its decision upon the true value of a tenancy, fair rent, avoidance of lease, or any other question which the Court has jurisdiction to decide under the Act, is termed an Originating Notice.

III.—APPLICATIONS BY LESSEE OR GRANTER TO HAVE LEASE OR GRANT EXECUTED SINCE 1ST JANUARY, 1869, DECLARED VOID ("LAND LAW (IRELAND) ACT, 1887").—SEC. 2.—FORM 80.

Number of Applications received to 23rd February, 1888,*	55	Leases or Grants declared void to 30th June, 1897,	23	
		" in month of July, 1897,	—	23
		Applications dismissed or struck out to 30th June, 1897,	30	
		" in month of July, 1897,	—	30
		Applications withdrawn or compromised to 30th June, 1897,	3	
		" in month of July, 1897,	—	3
Total	55	Total disposed of,	—	55

* The time limited in the Act for lodging an Application of this kind expired on the 23rd February, 1888.

IV.—APPLICATIONS BY MIDDLEMAN CLAIMING TO BE ENTITLED TO SURRENDER HIS HOLDING UNDER SEC. 8 OF "LAND LAW (IRELAND) ACT, 1887."—FORM 38.

Number of Applications received to 30th June, 1897,	17	Applications granted to 30th June, 1897,	3	
" in month of July, 1897,	—	" in month of July, 1897,	—	2
" Transferred from Civil Bill Courts to 30th June, 1897,	3	Applications dismissed or struck out to 30th June, 1897,	9	
" in month of July, 1897,	—	" in month of July, 1897,	—	9
		Applications withdrawn to 30th June, 1897,	3	
		" in month of July, 1897,	—	3
Total	—	Total disposed of,	—	14

V.—PROCEEDINGS UNDER THE LANDLORDS (IRELAND) ACTS, 1883-1891.

Applications received to 30th June, 1897,	4,380	Rents fixed to 30th June, 1897,	3,728	
" in July, 1897,	—	" in July, 1897,	23	3,751
		Applications dismissed, struck out, and withdrawn to 30th June, 1897,	376	
		" in July, 1897,	—	376
Total	4,380	Total disposed of,	—	4,127

VI.—APPEALS vs FAIR RENTS, &c.

FIRST STATUTORY TERM.

Number of Appeals lodged to 30th June, 1897,	46,173	Number heard to 30th June, 1897,	23,433	
" in month of July, 1897,	203	" in month of July, 1897,	118	23,550
		Number dismissed or struck out to 30th June, 1897,	801	
		" in month of July, 1897,	—	801
		Number withdrawn to 30th June, 1897,	21,063	
		" in month of July, 1897,	49	21,112
		Total Number disposed of,	—	45,463
		Remaining to be disposed of,	—	912
Total,	46,375	Total,	—	46,375

SECOND STATUTORY TERM.

Number of Appeals lodged during Second Statutory Term to 30th June, 1897,	2,635	Number heard to 30th June, 1897,	453	
" in month of July, 1897,	661	" in month of July, 1897,	324	778
		Number dismissed or struck out to 30th June, 1897,	—	
		" in month of July, 1897,	—	—
		Number withdrawn to 30th June, 1897,	333	
		" in month of July, 1897,	67	400
		Total Number disposed of,	—	1,236
		Remaining to be disposed of,	—	2,000
Total,	3,296	Total,	—	3,296

VII.—PURCHASE OF LAND (IRELAND) ACTS, 1835 AND 1838.

	Number.	Amount.
Loans applied for to 30th June, 1897,	20,622	11,447,035
" in July, 1897,	—	—
	20,622	11,447,035
Deduct Applications refused,	3,813	1,456,977
	25,809	9,990,118
Loans sanctioned to 30th June, 1897,	25,809	9,987,028
Loans sanctioned in month of July, 1897,	4	543
	25,809	9,987,571
Loans issued to 30th June, 1897,	25,342	9,984,839
Loans issued in month of July, 1897,	5	1,743
	25,347	9,986,582

VIII.—PURCHASE OF LAND (IRELAND) ACT, 1891 AND 1896.

	Number.	Amount.	Number.	Amount.
		£		£
Loans applied for to 30th June, 1897,	12,284	3,933,244	13,163	4,140,024
" in July, 1897,	879	297,790		
Loans applied for in cases of Purchase of Estates to 30th June, 1897,	2,941	757,805		
Less applications since withdrawn,	34	5,121	2,339	753,312
	2,907	752,684		
Loans applied for in month of July, 1897,	32	5,618		
Total number of Loans applied for to 31st July, 1897,	—	—	16,103	4,893,336
Less applications refused to 31st July, 1897,	665	295,482	1,573	554,141
" " in cases of Purchase of Estates to 31st July, 1897,	403	253,659		
Loans sanctioned to 30th June, 1897,	2,404	3,028,084	14,539	4,344,195
" in July, 1897,	261	119,940	2,765	3,148,024
Loans sanctioned in cases of Purchase of Estates to 30th June, 1897,	1,582	415,789		
" in July, 1897,	124	31,892		
Total number of Loans sanctioned to 31st July, 1897,	—	—	11,471	3,595,235
Less applications rescinded by Order of Court to 31st July, 1897,	103	47,397	253	99,892
" in cases of Purchase of Estates by Order of Court to 31st July, 1897,	131	52,585		
Loans issued to 30th June, 1897,	7,389	2,423,255	11,238	3,495,393
" in July, 1897,	370	173,306	7,369	2,601,551
" in cases of Purchase of Estates to 30th June, 1897,	1,300	350,366		
" in July, 1897,	104	22,039		
" in cases under the Redemption of Rent Act, to 30th June, 1897,	60	63,164	63	68,634
" in July, 1897,	3	5,550		
" pursuant to sec. 43 of the Land Law (Ireland) Act, 1896, to 31st July, 1897,	1	1,250		
			2,427	3,023,570

IX.—REDEMPTION OF RENT (IRELAND) ACT, 1891.

Applications received to 30th June, 1897,	1,303	Number of cases in which Consents to Redemption of Rents have been received and cases treated as Agreements to Purchase to 30th June, 1897,	144	148
" in July, 1897,	6	Number received in July, 1897,	4	
		Number of cases in which no Consents were received and which were treated as Applications to fix Fair Rents* to 30th June, 1897,	1,014	
		Number of cases in which time had expired for receiving consents in month of July, 1897,	41	1,015
				1,903
		Number of cases in which applications have been received but where time for lodgment of consents has not expired	—	12
Total*	1,315	Total,	—	1,315

* Applications treated as Fair Rent cases are also included in Fair Rent Table (v), page 8.

CIVIL BILL COURTS.

MONTH OF JULY, 1897.

Summary of Proceedings under "The Land Law Acts," as notified to the Irish Land Commission, up to the 31st day of July, 1897.

I. FAIR RENT.

(a) *In Court.*

FIRST STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court to 30th June, 1897,	30,786		Rents fixed to 30th June, 1897,	17,423	
Applications received in month of July, 1897,	8		" in month of July, 1897,	78	
		30,794	Applications dismissed or struck out to 30th June, 1897,	3,068	17,501
Applications by Lessholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed to 30th June, 1897,	4,375		" in month of July, 1897,	14	
Applications received in month of July, 1897,	1		Applications withdrawn* to 30th June, 1897,	477	3,059
		4,376	" in month of July, 1897,	—	
Applications to fix Fair Rents in Civil Bill Courts under sec. 6 "Land Law (Ireland) Act, 1887," when an ejectment is pending, to 30th June, 1897,	2,455		Applications transferred to Irish Land Commission	11,387	477
Applications received in month of July, 1897,	—		" Court to 30th June, 1897,	27	
		2,455	" in month of July, 1897,	—	11,414
Applications by Joint Tenants, or Tenants in Common, to fix Fair Rents of portions of Holdings separately worked and occupied by them under "Land Law (Ireland) Act, 1896," to 30th June, 1897,	40		Applications by Joint Tenants, or Tenants in Common, to fix Fair Rents of portions of Holdings separately worked and occupied by them under "Land Law (Ireland) Act, 1896," transferred to the Irish Land Commission to the 30th June, 1897,	20	
Applications received in month of July, 1897,	—		" in month of July, 1897,	—	20
		40			
Total,	—	57,574	Total disposed of,	—	33,534

SECOND STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term to 30th June, 1897,	1,853		Rents fixed to 30th June, 1897,	287	
Applications received in month of July, 1897,	33		" in month of July, 1897,	99	
			Applications dismissed or struck out to 30th June, 1897,	21	386
			" in month of July, 1897,	4	
			Applications withdrawn* to 30th June, 1897,	15	25
			" in month of July, 1897,	6	
			Applications transferred to Irish Land Commission, to 30th June, 1897,	282	21
			" in month of July, 1897,	41	
Total,	1,886		Total disposed of,	—	1,423
					1,456

* An Application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred, where applications for leave to withdraw are made, that a note has been agreed upon between the parties.

(b) *Out of Court.*

FIRST STATUTORY TERM.

Agreements out of Court, in Form No. 44, fixing Fair Rent to 30th June, 1897, . . .	7,283
Do, . . . do, . . . in month of July, 1897, . . .	—
Total,	7,283

SECOND STATUTORY TERM.

Agreements out of Court, in Form 45, fixing a Fair Rent for a Second Statutory Term, received to 30th June, 1897, . . .	42
Do, . . . do, . . . do, . . . in month of July, 1897, . . .	2
Total,	44

II.—MISCELLANEOUS ORIGINATING NOTICES.*

Miscellaneous Originating Notices (e.g. Sale of Tenancies and Resumption of Holdings, &c.): Applications received to 30th June, 1897, . . .	589		Number disposed of to 30th June, 1897, . . .	321	
Applications received in month of July, 1897, . . .	2		“ in month of July, 1897, . . .	4	
Applications by Leaseholders to be declared Tenants of present Tenancies (Form 35) received to 30th June, 1897, . . .	3	591	Transferred to Irish Land Commission Court to 30th June, 1897, . . .	37	325
Applications received in month of July, 1897, . . .	—	3	Transferred in month of July, 1897, . . .	—	37
Total,	—	594	Total disposed of, . . .	—	363

* The first notice of application to the Court, seeking its decision upon the true value of a tenancy, the rent, avoidance of leases, or any other question which the Court has jurisdiction to decide under the Act, is termed an Originating Notice.

III.—APPLICATIONS BY LESSEES OR GRANTEES TO HAVE LEASE OR GRANT EXECUTED SINCE 1ST JANUARY, 1890, DECLARED VOID (“LAND LAW (IRELAND) ACT, 1897,”—SEC. 2).—FORM 80.

Number of Applications received to 31st February, 1898,† . . .	6	Leases or Grants declared void to 30th June, 1897, . . .	—	
		“ in month of July, 1897, . . .	—	
		Applications dismissed or struck out to 30th June, 1897, . . .	6	—
		“ in month of July, 1897, . . .	—	6
		Applications withdrawn or compromised to 30th June, 1897, . . .	—	
		“ in month of July, 1897, . . .	—	
		Applications transferred to Irish Land Commission Court to 30th June, 1897, . . .	—	
		“ in month of July, 1897, . . .	—	
Total,	6	Total disposed of, . . .	—	6

† The time limited in the Act for lodging an Application of this kind expired on the 31st February, 1898.

IV.—APPLICATIONS BY MIDDLEMAN CLAIMING TO BE ENTITLED TO SURRENDER HIS HOLDING
UNDER SEC. 8 OF "LAND LAW (IRELAND) ACT, 1887."—FORM 38.

Number of Applications received to 30th June, 1897,	22	Applications granted to 30th June, 1897,	3	
" in month of July, 1897,	—	" in month of July, 1897,	—	3
		Applications dismissed or struck out to 30th June, 1897,	4	4
		" in month of July, 1897,	—	
		Applications withdrawn to 30th June, 1897,	1	1
		" in month of July, 1897,	—	
		Applications transferred to Irish Land Commission Court to 30th June, 1897,	3	3
		" in month of July, 1897,	—	
Total,	22	Total disposed of,	—	11

IRISH LAND COMMISSION,
22nd Sept., 1897.

JOHN H. FRANKS.